



# Orange County Government

Orange County  
Administration Center  
201 S Rosalind Ave.  
Orlando, FL 32802-1393

## Decision Letter

### Board of County Commissioners

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Tuesday, February 26, 2019

2:00 PM

County Commission Chambers

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19-135

Board of Zoning Adjustment Appeal

Michael Harding, Case #SE-18-12-172, December 6, 2018; District 3

**Consideration:** Appeal of the recommendation of the Board of Zoning Adjustment on a request by applicant for a special exception to amend condition of approval #8 from February 1, 2018 (SE-18-02-154) to allow vehicular access on-site to Russell Ave.

**Location:** District 3; property generally North of Curry Ford Rd., west of Russell Ave.; Orange County, Florida (legal property description on file in Zoning Division)

County staff modified Conditions of Approval #'s 1, 3, 4, 6, and 8:

1. Development in accordance with the site plan and elevations dated November 18, 2018, and all other applicable regulations. Any deviations, changes, or modifications to the plan are subject to the Zoning Manager's approval. The Zoning Manager may require the changes be reviewed by the Board of Zoning Adjustment (BZA) for administrative approval or to determine if the applicant's changes require another BZA public hearing.
3. Any deviation from a Code standard not specifically identified and reviewed/addressed by the ~~Board of Zoning Adjustment~~ Board of County Commissioners shall be resubmitted for the Board's review or the plans revised to comply with the standard.
4. The parking lot shall comply with ~~Chapter 38-1476~~ Article XI, Off Street Parking and Loading Regulations, Chapter 38 of the Orange County Code.
6. ~~A permit shall be issued within 6 months or this approval becomes null and void. All required permits, including a site work permit, wall permits and right-of-way utilization permits shall be issued and work associated with such permits shall be inspected and approved within 6 months (by not later than August 26, 2019) or the special exception approval shall automatically become null and void.~~
8. ~~A six (6)~~ An eight (8) foot high post and panel wall shall be installed along the western 125 ft. of the north property line. A four (4) foot high concrete or masonry high knee wall shall be installed along the eastern 25 feet of the north property line and along the eastern ~~portion of the parking lot~~ property line from the north property line south to the access along Russell Avenue.

A motion was made by Commissioner Uribe, seconded by Commissioner VanderLey, to approve the request subject to the Conditions of Approval listed in the Staff Report with modified Conditions of Approval #'s 1, 3, 4, 6, and 8. The motion carried by the following vote:

**Aye:** 5 - Commissioner VanderLey, Commissioner Moore, Commissioner Uribe, Commissioner Gomez Cordero, and Commissioner Bonilla

**Nay:** 2 - Mayor Demings, and Commissioner Siplin



THE FOREGOING DECISION HAS BEEN  
FILED WITH ME THIS 7TH DAY OF MARCH  
2019.

for Jessica Vangel  
DEPUTY CLERK  
BOARD OF COUNTY COMMISSIONERS  
ORANGE COUNTY, FLORIDA

*Note: This document constitutes the final decision of the Board of County Commissioners on this matter. If, upon the Board's subsequent review and approval of its minutes, an error affecting this final decision is discovered, a corrected final decision will be prepared, filed, and distributed.*

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